



Federal Communications Commission  
Washington, D.C. 20554

December 17, 2014

DA 14-1843

Multimedia Holdings Corporation  
c/o Gannett Co., Inc.  
7950 Jones Branch Drive  
McLean, Va. 22107  
ATTN: Linda R. Carducci

Multimedia Holdings Corporation ("MHC"), licensee of broadcast television Station KUSA(TV), Denver, Colorado, and its associated remote pickup broadcast auxiliary Station KXZ907, has requested that the Wireless Telecommunications Bureau ("Bureau") waive section 74.462 of the Commission's rules, to permit it to operate Station KXZ907 using digital radio devices that comply with the certification requirements in section 74.451 of the Commission's rules<sup>1</sup> with digital modulation and emission designations FXD and FXE.<sup>2</sup> As explained below, we grant this Waiver Request.

We conclude that MHC has shown that a waiver is warranted in this case. To be granted a waiver under the Commission's Rules, MHC must show that (1) the underlying purpose of the rule(s) would not be served or would be frustrated by application to the instant case, and that a grant of the requested waiver would be in the public interest; or (2) in view of the unique or unusual circumstances of the instant case, application of the rule(s) would be inequitable, unduly burdensome or contrary to the public interest, or the applicant has no reasonable alternative.<sup>3</sup> Section 74.462 of the Commission's rules lists the permissible emissions that may be employed by remote pickup broadcast auxiliary stations.<sup>4</sup> Emission designations FXE and FXD are not included in the list of permissible emissions.<sup>5</sup>

We agree with MHC that applying section 74.462 to this case and preventing MHC from using digital equipment on Station KXZ907 would frustrate the underlying purpose of the rule, which is to prevent interference. MHC reports that the Society of Broadcast engineers Chapter 48 Frequency Coordinator "has reviewed and evaluated the use of digital emission designators 7K60FXD and 7K60FXE for KXZ907 and circulated a prior coordination notice to adjacent licensed users for notice and comment."<sup>6</sup> The coordinator did not receive any comments or objections and "determined that no harmful interference issues will result to such other users."<sup>7</sup> Thus, MHC has shown that applying section 74.462 to its case would frustrate the underlying purpose of section 74.462.

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<sup>1</sup> 47 C.F.R. § 74.451.

<sup>2</sup> File No. 0006308598, Exhibit A: Request for Waiver of Use of Digital Emission Designators, Multimedia Holdings Corporation (filed June 2, 2014) ("Waiver Request").

<sup>3</sup> 47 C.F.R. § 1.925(b)(3).

<sup>4</sup> 47 C.F.R. § 74.462.

<sup>5</sup> See 47 C.F.R. § 74.462.

<sup>6</sup> File No. 0006308598, Exhibit B: Frequency Coordination and Hybrid Analog/Digital (filed Oct. 15, 2014) ("Frequency Coordination Statement").

<sup>7</sup> Frequency Coordination Statement.

We also agree with MHC that it is in the public interest to grant its waiver request. MHC persuasively argues that digital operation of station KXZ907 provides certain benefits that are not available in the analog mode. For instance, the use of digital equipment will enable MHC to transmit both voice and data with a single 12.5 KHz channel, which cannot be done when the station is operating in analog mode.<sup>8</sup> The digital operation of Station KXZ907 will also permit MHC to track newsgathering vehicles and transmit crucial data, such as text messages and more accurate cueing information.<sup>9</sup> Digital operation will result in the improved production of news coverage thus, allowing MHC to better serve the Denver, Colorado community.<sup>10</sup> Therefore, we find that MHC has shown that it is in the public interest to operate Station KXZ907 using digital modulation and emission designations FXD and FXE.

For the reasons stated above, IT IS ORDERED, pursuant to Section 4(i) of the Communications Act of 1934, as amended, 47 U.S.C. § 154(i), and Sections 1.925 and 74.462 of the Commission's Rules, 47 C.F.R. §§ 1.925, 74.462, that the Request for Waiver of Section 74.462 of the Commission's Rules filed by Multimedia Holdings Corporation, on June 2, 2014, amended on October 15, 2014, in connection with File No. 0006308598, IS GRANTED.

IT IS FURTHER ORDERED that the licensing staff of the Broadband Division SHALL PROCESS the pending application of Multimedia Holdings Corporation to modify remote pickup broadcast auxiliary service Station KXZ907 filed on June 2, 2014, and amended on October 15, 2014, (File No. 0006308598) in accordance with this letter and the applicable Commission rules.

FEDERAL COMMUNICATIONS COMMISSION

John J. Schauble  
Deputy Chief, Broadband Division  
Wireless Telecommunications Bureau

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<sup>8</sup> Waiver Request.

<sup>9</sup> Waiver Request.

<sup>10</sup> Waiver Request.